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6 Attorney for Plaintiff.  
United States of America

7 UNITED STATES DISTRICT COURT  
8 SOUTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA, )

10 Plaintiff, )

11 v. )

12 WILLIAM JESUS AMEZCUA-FLORES, )

13 Defendant. )  
14

Case No. 08mj2120-CAB

PROTECTIVE ORDER

15 Pursuant to Rule 16(d) of the Federal Rules of Criminal Procedure pertaining to pretrial  
16 discovery, and to prevent premature and unwarranted disclosure of evidence to potential targets,  
17 subjects, and witnesses, and unrelated third parties,

18 IT IS HEREBY ORDERED that the defendant, his counsel of record, and the counsel's  
19 assistants, as hereafter defined, shall not disclose the substance of any discovery material received from  
20 the Government in the above-captioned matter, including all wiretap documents, to any third party,  
21 unless such material is already a matter of public record, without prior approval of this Court;

22 Pursuant to Rule 16(d) of the Federal Rules of Criminal Procedure,

23 IT IS FURTHER ORDERED that the United States Attorney and the Assistant United States  
24 Attorney assigned to this case (hereafter collectively referred to as "the Government") and their  
25 assistants, the defendant, his counsel and their assistants, shall not disclose the substance of any  
26 discovery material produced to the defendant or obtained by the Government from the defendant, unless  
27 such material is already a matter of public record, to representatives of the media or other third parties  
28 not involved in any way in the investigation or prosecution of the case;

JSS:klb:Orders:Never-Ending Story:Protective Order\_Amezcu-Flores  
July 22, 2008

FILED  
08 JUL 25 AM 11:12  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY: *EA* DEPUTY

CR  
08mj2120-CAB

1 Except that nothing contained herein shall prevent the Government, or any defendant or his  
2 counsel, from disclosing such discovery material to any other attorneys working for the Government,  
3 the defendant or his counsel, government agents (federal, state or local), private investigators, experts,  
4 secretaries, law clerks, paralegals, or any other person who is working for the Government or the  
5 defendant and his counsel (collectively referred to as "assistants") in the investigation or preparation of  
6 this case or, with respect to the Government and its assistants only, in other criminal investigations,  
7 without prior court order;


8 Further, nothing contained herein shall preclude the Government, defendant or his counsel, or  
9 their respective assistants from conducting an investigation of the facts of this case on behalf of the  
10 Government or said defendant, or with respect to the Government and its assistants only, from  
11 conducting an investigation of other criminal activity, including interviewing witnesses disclosed by said  
12 discovery materials, or from taking statements from witnesses disclosed by said discovery materials, or  
13 from asking said witnesses if they themselves have made prior statements to the Government that are  
14 disclosed in the discovery materials, and about the contents of such statements. In connection with any  
15 such investigation, it shall not be necessary that the Government, the defendant or his counsel, or their  
16 respective assistants, obtain prior permission of this Court.

17 Should counsel withdraw or be disqualified from participation in this case, any material received  
18 and any copies derived therefrom, shall be returned to the Government within ten (10) days.

19 Defense counsel and the Government shall be required to communicate the substance of this  
20 order and explain it to his client and assistants before disclosing the substance of the discovery to their  
21 client or assistants.

22 SO ORDERED.

23  
24 DATED: 7/22/08

25  
26   
27 HONORABLE CATHY ANN BENCIVENGO  
28 United States Magistrate Judge

1 I consent to the entry of the attached protective order in the case of United States v. William  
2 Jesus Amezcua-Flores, Case No. 08mj2120-CAB.

3  
4 DATED: 7/23/2008

  
JOSEPH S. SMITH, JR.  
Assistant United States Attorney

5  
6  
7 DATED: \_\_\_\_\_

OLIVER P. CLEARY  
Attorney for defendant  
William Jesus Amezcua-Flores


JUL 23 2008 8:35AM

1 I consent to the entry of the attached protective order in the case of United States v. William  
2 Jesus Amezcua-Flores, Case No. 08mj2120-CAB.

3  
4 DATED: \_\_\_\_\_

5 JOSEPH S. SMITH, JR.  
Assistant United States Attorney

6 DATED: 7-23-08

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8 OLIVER P. CLEAR  
Attorney for defendant  
9 William Jesus Amezcua-Flores

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